

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE

* BKRTCY. NO. 17-03666 MCF

LYDIA ORTIZ-ORTIZ

* CHAPTER 13

DEBTOR

*

**DEBTOR'S MOTION AND NOTICE OF FILING OF POST-CONFIRMATION
MODIFICATION OF CHAPTER 13 PLAN 11 USC §1329**

TO THE HONORABLE COURT:

COMES NOW, LYDIA ORTIZ-ORTIZ, the Debtor in the above captioned case, through the undersigned attorney, and very respectfully states and prays as follows:

1. The debtor is hereby submitting a post-confirmation modification of Chapter 13 Plan, 11 USC Section 1329, dated August 30, 2017, herewith and attached to this motion.

2. This Plan modification is filed to amend the Plan provision for pre-petition arrears owed to Reverse Mortgage Solutions, Inc. (POC #3-1), which is the correct sum of \$11,073.05, increase the Plan payment to \$263.00 at month 4th of the Plan, with a new Plan base of \$15,693.00, in order to cure the objection raised by said secured creditor in its Objection to Confirmation of Debtor's Chapter 13 Plan, Docket No. 17, in the above captioned case.

NOTICE PURSUANT TO LOCAL BANKRUPTCY RULE 3015(f)

Within twenty-one (21) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

Page -2-
Post Confirmation Modification 11 USC 1329
Case no. 17-03666 MCF13

I CERTIFY, that on this same date a copy of this Notice was filed with the Clerk of the Court using the CM/ECF system which will send notice of same to the Chapter 13 Trustee, and all CM/ECF participants; I also certify that a copy of this notice was sent via regular mail to the debtor and to all creditors and interested parties appearing in the master address list, hereby attached.

RESPECTFULLY SUBMITTED. In San Juan, Puerto Rico, this 30th day of August, 2017.

/s/Roberto Figueroa Carrasquillo
USDC #203614
RFIGUEROA CARRASQUILLO LAW OFFICE PSC
ATTORNEY FOR PETITIONER
PO BOX 186 CAGUAS PR 00726
TEL NO 787-744-7699 FAX 787-746-5294
Email: rfigueroa@rfclawpr.com

United States Bankruptcy Court
District of Puerto Rico, San Juan Division

IN RE:

Case No. 3:17-bk-3666

ORTIZ ORTIZ, LYDIA

Chapter 13

Debtor(s)

CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee directly by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

<p>PLAN DATED: <u>8/30/2017</u></p> <p><input type="checkbox"/> PRE <input checked="" type="checkbox"/> POST-CONFIRMATION</p>	<p><input type="checkbox"/> AMENDED PLAN DATED: Filed by: <input type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other</p>																																					
<p>I. PAYMENT PLAN SCHEDULE</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 15%;">\$</td> <td style="width: 15%;">234.00</td> <td style="width: 15%;">x</td> <td style="width: 15%;">3</td> <td style="width: 15%;">= \$</td> <td style="width: 15%;">702.00</td> </tr> <tr> <td>\$</td> <td>263.00</td> <td>x</td> <td>57</td> <td>= \$</td> <td>14,991.00</td> </tr> <tr> <td>\$</td> <td></td> <td>x</td> <td></td> <td>= \$</td> <td></td> </tr> <tr> <td>\$</td> <td></td> <td>x</td> <td></td> <td>= \$</td> <td></td> </tr> <tr> <td>\$</td> <td></td> <td>x</td> <td></td> <td>= \$</td> <td></td> </tr> <tr> <td colspan="6" style="text-align: center;">TOTAL: \$ <u>15,693.00</u></td> </tr> </table> <p>Additional Payments: \$ _____ to be paid as a LUMP SUM within _____ with proceeds to come from: _____</p> <p><input type="checkbox"/> Sale of Property identified as follows:</p> <p><input type="checkbox"/> Other:</p> <p>Periodic Payments to be made other than, and in addition to the above: \$ _____ x _____ = \$ _____</p> <p>PROPOSED BASE: \$ <u>15,693.00</u></p> <p>III. ATTORNEY'S FEES (Treated as § 507 Priorities)</p> <p>Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ <u>2,868.00</u></p> <p>Signed:  Debtor</p> <p>Joint Debtor</p>		\$	234.00	x	3	= \$	702.00	\$	263.00	x	57	= \$	14,991.00	\$		x		= \$		\$		x		= \$		\$		x		= \$		TOTAL: \$ <u>15,693.00</u>						<p>II. DISBURSEMENT SCHEDULE</p> <p>A. ADEQUATE PROTECTION PAYMENTS OR \$ _____</p> <p>B. SECURED CLAIMS: <input type="checkbox"/> Debtor represents no secured claims. <input checked="" type="checkbox"/> Creditors having secured claims will retain their liens and shall be paid as follows:</p> <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> Trustee pays secured ARREARS: Cr. Reverse Mortgage S Cr. # <u>6951</u> # <u>11,073.05</u> \$ <u></u> 2. <input type="checkbox"/> Trustee pays IN FULL Secured Claims: Cr. # <u></u> Cr. # <u></u> \$ <u></u> 3. <input type="checkbox"/> Trustee pays VALUE OF COLLATERAL: Cr. # <u></u> Cr. # <u></u> \$ <u></u> 4. <input type="checkbox"/> Debtor SURRENDERS COLLATERAL to Lien Holder: 5. <input type="checkbox"/> Other: 6. <input checked="" type="checkbox"/> Debtor otherwise maintains regular payments directly to: Reverse Mortgage S <p>C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2)</p> <p>D. UNSECURED CLAIMS: Plan <input type="checkbox"/> Classifies <input checked="" type="checkbox"/> Does not Classify Claims.</p> <ol style="list-style-type: none"> 1. (a) Class A: <input type="checkbox"/> Co-debtor Claims / <input type="checkbox"/> Other: <input type="checkbox"/> Paid 100% / <input type="checkbox"/> Other: Cr. # <u></u> Cr. # <u></u> \$ <u></u> 2. Unsecured Claims otherwise receive PRO-RATA disbursements. <p>OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.)</p>
\$	234.00	x	3	= \$	702.00																																	
\$	263.00	x	57	= \$	14,991.00																																	
\$		x		= \$																																		
\$		x		= \$																																		
\$		x		= \$																																		
TOTAL: \$ <u>15,693.00</u>																																						

Label Matrix for local noticing

0104-3

Case 17-03666-MCF13

District of Puerto Rico

Old San Juan

Wed Aug 30 13:28:43 AST 2017

BANCO POPULAR DE PUERTO RICO

BANKRUPTCY DEPARTMENT

PO BOX 366818

SAN JUAN PR 00936-6818

Reverse Mortgage Solutions Inc
Robertson, Anschutz & Schneid, P.L.
6409 Congress Avenue, Suite 100
Boca Raton, FL 33487-2853

US Bankruptcy Court District of P.R.
Jose V Toledo Fed Bldg & US Courthouse
300 Recinto Sur Street, Room 109
San Juan, PR 00901-1964

Claro
PO Box 360998
San Juan, PR 00936-0998

Lcda Nicole Marie Cobb Velez
CLS Legal Services LLC
PO BOX 367308
SAN JUAN, PR 00936-7308

Quantum3 Group LLC as agent for
CF Medical LLC
PO Box 788
Kirkland, WA 98083-0788

Reverse Mortgage Solutions, Inc
14405 Walters Rd Ste 200
Houston, TX 77014-1345

US CUSTOM & BORDER PROTECTION
US ATTORNEYS OFFICE
350 CHARDON STREET
TORRE CHARDON SUITE 1201
SAN JUAN, PR 00918

JOSE RAMON CARRION MORALES
PO BOX 9023884
SAN JUAN, PR 00902-3884

LYDIA ORTIZ ORTIZ
URB VALLE ALTO D8 CALLE C
CAYEY, PR 00736-4415

MONSITA LECAROZ ARRIBAS
OFFICE OF THE US TRUSTEE (UST)
OCHOA BUILDING
500 TANCA STREET SUITE 301
SAN JUAN, PR 00901

ROBERTO FIGUEROA CARRASQUILLO
PO BOX 186
CAGUAS, PR 00726-0186

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d) Reverse Mortgage Solutions, Inc.
Robertson Anschutz & Schneid, P.L.
6409 Congress Ave., Suite 100
Boca Raton,, FL 33487-2853

(d) Reverse Mortgage Solutions, Inc
Robertson, Anschutz & Schneid, P.L.
6409 Congress Avenue, Ste 100
Boca Raton, FL 33487-2853

(d) Reverse Mortgage Solutions, Inc.
14405 Walters Rd., Suite 200
Houston, TX 77014-1345

End of Label Matrix
Mailable recipients 12
Bypassed recipients 3
Total 15